

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

MEMORANDUM OF MATTERS DISCUSSED AND
ACTION TAKEN AT PRETRIAL CONFERENCE

PENDING CHARGE: On February 24, 2021, the Grand Jury returned a two-count Superseding Indictment charging Defendant Delshawn Lemons and two co-defendants¹ with one count of a Hobbs Act robbery (Count One). Defendants Lemons and Booker were also charged with possession of a firearm during a crime of violence (Count Two).

The following matters were discussed and action taken during the pretrial conference:

TRIAL COUNSEL:

Government: Joseph M. Marquez and Megan A. Baker

Case Agent: Special Agent Dustin Green, FBI

Defense: Razmi M. Tahirkheli and Adam Tahirkheli

OUTSTANDING MOTIONS: None

TRIAL WITNESSES:

Government: 10 with stipulations; 12 without stipulations

Defendants: 1 witness, including the Defendants

TRIAL EXHIBITS:

Government: approximately 27 exhibits

Defendants: approximately 20 exhibits

DEFENSES: General denial

¹ Co-Defendant Veronika Rodriguez (2) pled guilty on December 22, 2021, and is awaiting sentencing. The Superseding Indictment against Co-Defendant Bobby J. Booker, Jr. (3) was dismissed on June 8, 2022.

POSSIBLE DISPOSITION:

(X) Definitely for trial; () Possibly for trial; () Likely a plea will be worked out

TRIAL TIME: 2½ to 3 days total

Government's case including jury selection: 2½ day(s)

Defendants: 1 day(s)

STIPULATIONS: The parties are in discussion regarding the standard stipulations.

UNUSUAL QUESTIONS OF LAW: None.

FILING DEADLINES:

Witness and Exhibit List

Government: Due on or before November 24, 2022.

Defendants: Due on or before November 24, 2022.

Counsel are requested to list witnesses in alphabetical order on their witness list.

Exhibit Index, if required by the District Court, Voir Dire, Jury Instructions: Due on or before November 30, 2022.

Please Note: Jury instructions must comply with Local Rule 51.1

Motion in Limine: Due on or before November 30, 2022.

TRIAL SETTING: Criminal jury trial docket set for December 5, 2022.

Please note: The Government requests the first week of the trial docket as Special Agent Green is unavailable the second week.

IT IS SO ORDERED

/s/ Lajuana M. Counts

LAJUANA M. COUNTS

UNITED STATES MAGISTRATE JUDGE